

*Region 7*

City of Omaha Air Quality Control Section, in the state of Nebraska;  
Lincoln-Lancaster County Health Department, in the state of Nebraska.

*Region 8*

The Department of Public Health and Environment, in the state of Colorado;  
The Department of Health and Consolidated Laboratories, in the state of North Dakota;  
The Department of Environment and Natural Resources, in the state of South Dakota.

*Region 9*

Maricopa County Environmental Management and Transportation Agency, in the state of Arizona;  
Imperial County Air Pollution Control District, in the state of California;  
Mojave Desert Air Quality Management District, in the state of California;  
North Coast Unified Air Quality Management District, in the state of California;  
San Diego County Air Pollution Control District, in the state of California;  
San Luis Obispo County Air Pollution Control District, in the state of California;  
South Coast Air Quality Management District, in the state of California;  
Ventura County Air Pollution Control District, in the state of California;  
Clark County Health District, in the state of Nevada.

*Region 10*

The Division of Environmental Quality, in the state of Idaho.

Dated: October 3, 1995.

**Brian J. McLean,**

*Director, Acid Rain Division, Office of Atmospheric Programs, Office of Air and Radiation.*

[FR Doc. 95-25180 Filed 10-10-95; 8:45 am]

**BILLING CODE 6560-50-P**

**[FRL-5313-8]**

### **Acid Rain Program: Notice of Annual Adjustment Factors for Excess Emissions Penalty**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of annual adjustment factors for excess emissions penalty.

**SUMMARY:** Under the Acid Rain Program, affected units must hold enough allowances to cover their sulfur dioxide emissions and meet an emission limit for nitrogen oxides. Under 40 CFR 77.6,

units that do not meet these requirements must pay a penalty without demand to the Administrator based on the number of excess tons emitted times \$2000 as adjusted by an annual adjustment factor that must be published in the **Federal Register**.

The annual adjustment factor for adjusting the penalty for excess emissions of sulfur dioxide under 40 CFR Part 77 for compliance year 1995 is 1.196. This value is derived from the Consumer Price Index for 1990 and 1995, as defined in 40 CFR 72.2, and corresponds to a penalty of \$2392 per excess ton of sulfur dioxide emitted.

The annual adjustment factor for adjusting the penalty for excess emissions of sulfur dioxide and nitrogen oxides under 40 CFR Part 77 for compliance year 1996 is 1.227. This value is derived from the Consumer Price Index for 1990 and 1996, as defined in 40 CFR Part 72, and corresponds to a penalty of \$2454 per excess ton of sulfur dioxide or nitrogen oxides emitted.

#### **FOR FURTHER INFORMATION CONTACT:**

Donna Deneen, Acid Rain Division (6204J), U.S. Environmental Protection Agency, 401 M Street SW, Washington, DC 20460 at (202) 233-9089.

Dated: October 5, 1995.

**Larry F. Kertcher,**

*Acting Director, Acid Rain Division, Office of Atmospheric Programs, Office of Air and Radiation.*

[FR Doc. 95-25181 Filed 10-10-95; 8:45 am]

**BILLING CODE 6560-50-P**

### **FEDERAL COMMUNICATIONS COMMISSION**

#### **Notice of Public Information Collections being Reviewed by the Federal Communications Commission**

October 3, 1995.

The Federal Communications, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimates; (c) ways to enhance the quality, utility, and clarity of the information collected and (d) ways to minimize the burden of

the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

Written comments should be submitted on or before December 11, 1995. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

Direct all comments to Dorothy Conway, Federal Communications, Room 234, 1919 M St., NW., Washington, DC 20554 or via internet to dconway@fcc.gov.

For additional information or copies of the information collections contact Dorothy Conway at 202-418-0217 or via internet at dconway@fcc.gov.

**OMB Approval Number:** 3060-0298.

**Title:** Part 61 - Tariffs (Other than the Tariff Review Plan).

**Form No.:** N/A.

**Type of Review:** Revision of existing collection.

**Respondents:** Businesses or other for-profit.

**Number of Respondents:** 2,000.

**Estimated Time Per Response:** 203 hours.

**Total Annual Burden:** 972,423.

**Needs and Uses:** Part 61 rules are designed to ensure that all tariffs filed by common carriers are formally sound, well organized, and provide the Commission and the public with sufficient information to determine the justness and reasonableness as required by the Act. The Commission is modifying Part 61 to implement a separate basket for LEC provided video dialtone service. Video dialtone service differs sufficiently from basic telephone service in the other price cap baskets to warrant the creation of its own basket. The tariffs and cost support information accompanying them will be used by the FCC staff to ensure that the tariff rates to be paid for basic video dialtone services are just reasonable, and nondiscriminatory, as Section 201 and 202 of the Communications Act require.

**OMB Approval Number:** 3060-0540.

**Title:** Tariff Filing Requirement for Nondominant Common Carriers.

**Form No.:** N/A.

**Type of Review:** Revision of existing collection.

**Respondents:** Businesses or other for-profit.

**Number of Respondents:** 2,000.

**Estimated Time Per Response:** 10.5 hours.

**Total Annual Burden:** 21,000.

**Needs and Uses:** 47 CFR Part 61 Section 61.20-61.23 contain tariff filing

requirements for nondominant common carriers. The purpose of the filing requirement is so that the Commission, customers, and interested parties can ensure that the service offerings of communications common carriers comply with the requirements of the Communications Act. The Commission recently modified the tariff filing rules for domestic, nondominant common carriers to remove the provision permitting such carriers to file rates in a manner of the carrier's choosing, including as a reasonable range of rates. Domestic, nondominant common carriers must file tariffs containing specific rates.

*OMB Approval Number:* 3060-0531.

*Title:* Parts 1 and 21 Redesignating the 27.5 GHz Frequency Band, Establishing Rules and Policies for Local Multipoint Distribution (NPRM CC Docket No. 92-297).

*Form No.:* N/A.

*Type of Review:* Extension of existing collection.

*Respondents:* Businesses or other for-profit; State, Local or Tribal Governments; Small businesses or organizations.

*Number of Respondents:* 1,476.

*Estimated Time Per Response:* 8 hours.

*Total Annual Burden:* 11,808 hours

*Needs and Uses:* The NPRM solicits public comment to amend 47 CFR Parts 1 and 21 to redesignate the 27.5 - 29.5 GHz frequency and to establish rules and policies for the Local Multipoint Distribution Service (LMDS). The information requested will be used by FCC personnel to determine whether the applicant is qualified legally and technically to be licensed to use the radio spectrum.

Federal Communications Commission.

**William F. Caton,**

*Acting Secretary.*

[FR Doc. 95-25071 Filed 10-10-95; 8:45 am]

**BILLING CODE 6712-01-F**

**[DA 95-2017]**

### **Limited Waiver of Deadline for Completion of Cellular Divestiture for PCS Providers**

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** The Chief, Wireless Telecommunications Bureau released this Order granting a request for a limited waiver of the Commission's Rules regarding deadline for completion of cellular divestiture for PCS providers filed by WirelessCo, L.P., PhillieCo,

L.P., and Sprint Corporation ("Petitioners"), file number CWD-95-7. As a result of this order, Petitioners have an extension of the post-auction divestiture time period for one year, until September 21, 1996, to divest Sprint's prohibited cellular interests and come into compliance with the PCS/cellular cross-ownership rule. This waiver is conditioned upon the Petitioners demonstrating that the activities of Sprint Cellular and Sprint Telecommunications Venture will be separated completely during the waiver period to prevent anticompetitive practices. A certified plan demonstrating this separation must be submitted to the Wireless Telecommunications Bureau's Commercial Wireless Division within sixty (60) days of the publication of this Order in the **Federal Register**.

**DATES:** December 11, 1995.

**ADDRESSES:** Federal Communications Commission, 1919 M Street, N.W., Washington, D.C. 20554.

**FOR FURTHER INFORMATION CONTACT:** Lisa Warner, (202) 418-0620, Wireless Telecommunications Bureau, Commercial Wireless Division.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Bureau's Order, in Re Request of WirelessCo, L.P., PhillieCo, L.P., and Sprint Corporation for limited waiver of Section 24.204 of the Commission's Rules, File No. CWD-95-7, adopted September 21, 1995, and released September 21, 1995. The complete text of this Order is available for inspection and copying during normal business hours in the Legal Branch, Room 7130, 2025 M Street, N.W., Washington, D.C.

### **Synopsis of Order**

1. This Order resolves the July 26, 1995, request by WirelessCo, L.P., PhillieCo, L.P., and Sprint Corporation for a limited waiver of the deadline for completion of cellular divestiture for PCS providers set forth in Section 24.204 of the Commission's rules, 47 C.F.R. § 24.204.

2. Section 24.204 prohibits entities with an attributable ownership interest in a cellular licensee (20 percent or more) from obtaining a 30 MHz broadband PCS license if the populations of the system's geographic service area and PCS license areas overlap significantly.

3. As a result of its PCS activities, Spring Telecommunications Venture (a new subsidiary of Sprint and a partner in WirelessCo and in PhillieCo) have a "significant overlap" in several markets which requires divestiture of Sprint's cellular interests. The Commission's

rules requires divestiture within ninety (90) days of the final license grant, or in this instance on or before September 21, 1995. Petitioners request a extension until September 21, 1996, to complete all actions pertaining to the divestiture including obtaining a letter ruling from the Internal Revenue Service.

4. The Commission granted Petitioners a limited waiver in accordance with Section 24.819(a)(1)(i) of the Commission's rules. 47 CFR 24.819(a)(1)(i). The Commission stated that the underlying purpose of the rule would not be served in this instance by its strict application to Petitioners. In addition, The Commission found that grant of the waiver would be in the public interest because a spin-off of the entire Sprint Cellular company to its shareholders is far more pro-competitive than the more limited divestiture required by Section 24.204 of the Commission's rules.

Grant of the waiver is conditioned upon Petitioners submitting a certified plan demonstrating complete separation between Sprint Cellular and Sprint Telecommunications Venture during the waiver period.

Federal Communications Commission.

**William F. Caton,**

*Acting Secretary.*

[FR Doc. 95-25140 Filed 10-10-95; 8:45 am]

**BILLING CODE 6712-01-M**

### **Public Safety Wireless Advisory Committee; Subcommittee Meetings**

**AGENCIES:** The National Telecommunications and Information Administration (NTIA) and the Federal Communications Commission (FCC).

**ACTION:** Notice of Next Meetings of the Spectrum Requirements, Interoperability, Technology, Operational Requirements, and Transition Subcommittees of the Public Safety Wireless Advisory Committee.

**SUMMARY:** In accordance with the Federal Advisory Committee Act, Public Law 92-463, as amended, this notice advises interested persons of the next meetings of the five Subcommittees of the Public Safety Wireless Advisory Committee. The NTIA and the FCC established a Public Safety Wireless Committee and Subcommittees to prepare a final report to advise the NTIA and the FCC on operational, technical and spectrum requirements of Federal, state and local Public Safety entities through the year 2010. All interested parties are invited to attend and to participate in the next round of meetings of the Subcommittees.